## UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

Luis Caraballo

V.

Case No. 07-cv-172-SM

<u>United States</u>

## ORDER

Re: Document No. 1, Motion to Vacate Sentence under 28 U.S.C.  $\S$  2255

Ruling: The motion for relief under the provisions of 28 U.S.C. § 2255 is denied as the motion, files, and records of the case conclusively show that the prisoner is entitled to no relief. The sentence was lawful, jurisdiction is not in doubt, and the petition does not describe any denial or infringement of petitioner's constitutional rights.

Steven J./McAuliffe Chief District Judge

Date: June 18, 2007

cc: Luis Caraballo, pro se